

**LEGISLATIVE SERVICES AGENCY
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

301 State House
(317) 232-9855

FISCAL IMPACT STATEMENT

LS 7444

BILL NUMBER: HB 1980

DATE PREPARED: Jan 10, 2001

BILL AMENDED:

SUBJECT: State Funds Used for Union Organizing.

FISCAL ANALYST: John Parkey

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FUNDS AFFECTED: X **GENERAL**
DEDICATED
FEDERAL

IMPACT: State

Summary of Legislation: This bill prohibits a state contractor that receives \$50,000 or more under a state contract from assisting, promoting, or deterring labor union organizing. The bill prohibits state funds from being used to reimburse those activities. The bill prohibits a grant recipient, state contractor, public employer, or private employer who receives state funds and meets other requirements from using state funds to assist, promote, or deter union organizing. The bill prohibits a private employer who conducts business on state property under a contract or concession agreement with the state or a state agency to use the state property to hold a meeting with any employees or supervisors if the purpose of the meeting is to assist, promote, or deter union organizing. The bill imposes civil penalties for a violation of these provisions. The bill provides that an employee of a public employer that receives state funds is personally liable to the state for knowingly authorizing a use of state funds to assist, promote, or deter union organizing. The bill requires specified recipients of state funds to comply with certification and recordkeeping requirements relating to the use of state funds.

Effective Date: January 1, 2002.

Explanation of State Expenditures: This bill could have an administrative impact on the Department of Administrative and other state agencies that issue grants or have contracts in so far as they would need to become aware of the bill's requirements.

The proposal also authorizes the Attorney General to bring a civil action to seek injunctive relief, damages, civil penalties and other appropriate equitable relief. If more legal actions are sought, the administrative burden of the Attorney General's office may increase.

Explanation of State Revenues: Civil penalties could be collected from state contractors and certain private employers who violate the provisions of this bill. Any fines collected would be deposited in the state General Fund.

Explanation of Local Expenditures:

Explanation of Local Revenues:

State Agencies Affected: Department of Administration; Attorney General's Office.

Local Agencies Affected:

Information Sources: Jay McQueen, Department of Administration, (317) 232-7636